

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 15-20413

D.C. Docket No. 4:09-CV-3335

United States Court of Appeals
Fifth Circuit

FILED

May 23, 2016

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff - Appellee

v.

United States District Court
Southern District of Texas
FILED

JUL 15 2016



RAFAEL E. RIVAS-LOPEZ,

Defendant - Appellant

David J. Bradley, Clerk of Court
Certified as a true copy and issued
as the mandate on Jul 15, 2016

Attest:

Lyle W. Cayce
Clerk, U.S. Court of Appeals, Fifth Circuit

Appeal from the United States District Court for the
Southern District of Texas, Houston

Before CLEMENT, ELROD, and SOUTHWICK, Circuit Judges.

J U D G M E N T

This cause was considered on the record on appeal.

It is ordered and adjudged that the judgment of the District Court is vacated and the case is remanded for a new evidentiary hearing with appointed counsel.

United States Court of Appeals

FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

TEL. 504-310-7700
600 S. MAESTRI PLACE
NEW ORLEANS, LA 70130

July 15, 2016

Mr. David J. Bradley
Southern District of Texas, Houston
United States District Court
515 Rusk Street
Room 5300
Houston, TX 77002

No. 15-20413 USA v. Rafael Rivas-Lopez
USDC No. 4:09-CV-3335, 4:04-CR-145-2

Dear Mr. Bradley,

Enclosed is a copy of the judgment issued as the mandate and a copy of the court's opinion.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____
Christina A. Gardner, Deputy Clerk
504-310-7684

cc: (letter only)
Ms. Renata Ann Gowie
Mr. Rafael E. Rivas-Lopez